

United States Bankruptcy Court  
Middle District of Tennessee

In re:  
CS DIP, LLC  
Small Smiles Holding Company, LLC  
Debtors

Case No. 12-01573-KML  
Chapter 11

## **CERTIFICATE OF NOTICE**

District/off: 0650-3

User: krm0551  
Form ID: pdf001

Page 1 of 4  
Total Noticed: 9

Date Rcvd: Dec 14, 2015

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 16, 2015.

db #+CS DIP, LLC, PO BOX 330646, Nashville, TN 37203-7509  
db +EE DIP, INC., P.O. Box 330646, Nashville, TN 37203-7509  
db +EEHC, Inc., 618 Church Street, Suite 520, Nashville, TN 37219-2457  
db +FNY DIP, LLC, 618 Church Street, Suite 520, Nashville, TN 37219-2457  
db +FORBA NY, LLC, 618 Church Street, Suite 520, Nashville, TN 37219-2457  
db +FORBA Services, Inc., 618 Church Street, Suite 520, Nashville, TN 37219-2457  
db +FS DIP, INC., P.O. Box 330646, Nashville, TN 37203-7509  
db #+SSHc DIP, LLC, P.O. Box 330646, Nashville, TN 37203-7509  
db +Small Smiles Holding Company, LLC, 618 Church Street, Suite 520, Nashville, TN 37219-2457

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE . TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 16, 2015

Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 14, 2015 at the address(es) listed below:

AUSTIN LENOY McMULLEN on behalf of Interested Party CSHM LLC amcmullen@babc.com  
BETH ROBERTS DERRICK on behalf of U.S. Trustee US TRUSTEE beth.r.derrick@usdoj.gov  
BRYAN D LEINBACH on behalf of Interested Party National Union Fire Insurance Company of Pittsburgh, Pa bleinbach@zeklaw.com  
COURTNEY HUNTER GILMER on behalf of Creditor Official Committee of Unsecured Creditors businessbknash@bakerdonelson.com  
COURTNEY HUNTER GILMER on behalf of Plaintiff OFFICIAL UNSECURED CREDITORS COMMITTEE businessbknash@bakerdonelson.com  
DANIEL HAYS PURYEAR on behalf of Creditor Barnes & Thornburg, LLP dpuryear@puryearlawgroup.com  
DAVID W HOUSTON, IV on behalf of Interested Party Garrison Investment Group LP dhouston@burr.com, mmayes@burr.com;fdelawal@burr.com;nashburrecf@gmail.com  
GLENN BENTON ROSE on behalf of Creditor HENRY A. MEYER, III, et al. gbr@h3gm.com, usbcmail@h3gm.com  
GLENN BENTON ROSE on behalf of Creditor MICHELL HIGGS, et al. gbr@h3gm.com, usbcmail@h3gm.com  
GLENN BENTON ROSE on behalf of Creditor TIMOTHY ANGUS, et al. gbr@h3gm.com, usbcmail@h3gm.com  
H BUCKLEY COLE on behalf of Debtor SSHC DIP, LLC hcole@hallboothsmith.com, ahogan@hallboothsmith.com;koverfield@hallboothsmith.com  
H BUCKLEY COLE on behalf of Interested Party National Union Fire Insurance Company of Pittsburgh, Pa hcole@hallboothsmith.com, ahogan@hallboothsmith.com;koverfield@hallboothsmith.com  
JAMES R. KELLEY on behalf of Interested Party Michael W. Roumph jkelley\_br@nealharwell.com, LBrian@NealHarwell.com  
JAMES R. KELLEY on behalf of Interested Party William A. Mueller jkelley\_br@nealharwell.com, LBrian@NealHarwell.com  
JAMES R. KELLEY on behalf of Interested Party Edward J. DeRose jkelley\_br@nealharwell.com, LBrian@NealHarwell.com  
JAMES R. KELLEY on behalf of Interested Party Richard B. Lane jkelley\_br@nealharwell.com, LBrian@NealHarwell.com  
JAMES R. KELLEY on behalf of Interested Party Danny Derose jkelley\_br@nealharwell.com, LBrian@NealHarwell.com  
JAMES R. KELLEY on behalf of Interested Party Adolph R. Padula jkelley\_br@nealharwell.com, LBrian@NealHarwell.com

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

JAMES R. KELLEY on behalf of Interested Party Michael A. DeRpse jkelley\_br@nealharwell.com, LBrian@NealHarwell.com  
JASON M BERGERON on behalf of Defendant King & Spalding LLP jbergeron@fbtlaw.com, sbryant@fbtlaw.com;pharris@fbtlaw.com;sbryant@ecf.inforuptcy.com;jbergeron@ecf.inforuptcy.com;pharris@ecf.inforuptcy.com  
JASON W CALLEN on behalf of Debtor CS DIP, LLC Jason.Callen@butlersnow.com, Bonnie.Huettig@butlersnow.com;ECF.Notices@butlersnow.com  
JASON W CALLEN on behalf of Debtor FORBA Services, Inc. Jason.Callen@butlersnow.com, Bonnie.Huettig@butlersnow.com;ECF.Notices@butlersnow.com  
JASON W CALLEN on behalf of Debtor FORBA NY, LLC Jason.Callen@butlersnow.com, Bonnie.Huettig@butlersnow.com;ECF.Notices@butlersnow.com  
JASON W CALLEN on behalf of Debtor EEHC, Inc. Jason.Callen@butlersnow.com, Bonnie.Huettig@butlersnow.com;ECF.Notices@butlersnow.com  
JASON W CALLEN on behalf of Debtor Small Smiles Holding Company, LLC Jason.Callen@butlersnow.com, Bonnie.Huettig@butlersnow.com;ECF.Notices@butlersnow.com  
JAY W HURST on behalf of Creditor TEXAS COMPTROLLER OF PUBLIC ACCOUNTS jay.hurst@texasattorneygeneral.gov, sherri.simpson@texasattorneygeneral.gov  
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JOHN CHARLES TISHLER on behalf of Debtor EEHC, Inc. john.tishler@wallerlaw.com, Chris.Cronk@wallerlaw.com;wallerbankruptcy@wallerlaw.com  
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JOHN CHARLES TISHLER on behalf of Debtor FNY DIP, LLC john.tishler@wallerlaw.com, Chris.Cronk@wallerlaw.com;wallerbankruptcy@wallerlaw.com  
JOHN HAYDEN ROWLAND on behalf of Plaintiff OFFICIAL UNSECURED CREDITORS COMMITTEE businessbknash@bakerdonelson.com  
JOHN HAYDEN ROWLAND on behalf of Interested Party Dan B. Lain, soley in his capacity as Liquidating Trustee businessbknash@bakerdonelson.com  
JOHN HAYDEN ROWLAND on behalf of Creditor Official Committee of Unsecured Creditors businessbknash@bakerdonelson.com  
JOHN HAYDEN ROWLAND on behalf of Plaintiff Dan B. Lain, soley in his capacity as Plan Agent for and on behalf of CS DIP, LLC, SSHC DIP, LLC and FNY DIP, LLC businessbknash@bakerdonelson.com  
JOSEPH ALLEN KELLY on behalf of Interested Party Continental Casualty Company ("CNA") jkelly@fbtlaw.com, sbryant@fbtlaw.com;pharris@fbtlaw.com;sbryant@ecf.inforuptcy.com;pharris@ecf.inforuptcy.com  
KATHLEEN G STENBERG on behalf of Debtor Small Smiles Holding Company, LLC katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
KATHLEEN G STENBERG on behalf of Debtor FORBA NY, LLC katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
KATHLEEN G STENBERG on behalf of Debtor SSHC DIP, LLC katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
KATHLEEN G STENBERG on behalf of Debtor EEHC, Inc. katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
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KATHLEEN G STENBERG on behalf of Debtor FS DIP, INC. katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
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KATHLEEN G STENBERG on behalf of Debtor FORBA Services, Inc. katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
KATHLEEN G STENBERG on behalf of Debtor CS DIP, LLC katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
KATHLEEN G STENBERG on behalf of Debtor EE DIP, INC. katie.stenberg@wallerlaw.com, deborah.liles@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
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LLOYD E MUELLER on behalf of U.S. Trustee US TRUSTEE Lloyd.E.Mueller@usdoj.gov  
MARC T. MCNAMEE on behalf of Interested Party William A. Mueller mmcnamee\_br@nealharwell.com  
MARC T. MCNAMEE on behalf of Interested Party Adolph R. Padula mmcnamee\_br@nealharwell.com  
MARC T. MCNAMEE on behalf of Interested Party Danny Derose mmcnamee\_br@nealharwell.com  
MARC T. MCNAMEE on behalf of Interested Party Michael W. Roumphi mmcnamee\_br@nealharwell.com  
MARC T. MCNAMEE on behalf of Interested Party Edward J. DeRose mmcnamee\_br@nealharwell.com

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

MARC T. MCNAMEE on behalf of Interested Party Richard B. Lane mmcnamee\_b@nealharwell.com  
MARC T. MCNAMEE on behalf of Interested Party Michael A. DeRpse mmcnamee\_b@nealharwell.com  
MATTHEW JORDAN TROY on behalf of Creditor UNITED STATES OF AMERICA matthew.troy@usdoj.gov  
MICHAEL S DAVIS on behalf of Interested Party National Union Fire Insurance Company of Pittsburgh, Pa mdavis@zeklaw.com  
PAUL G JENNINGS on behalf of Creditor CIT Healthcare LLC pjennings@bassberry.com, bankr@bassberry.com  
R. MARK DONNELL on behalf of Interested Party Continental Casualty Company ("CNA") mdonnell@waypointlaw.com, lwiggishoff@waypointlaw.com  
REBA BROWN on behalf of Interested Party Tarek Elsafty rbrown@lewisking.com, moyharcabal@lewisking.com  
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REBA BROWN on behalf of Interested Party Sonny Khanna rbrown@lewisking.com, moyharcabal@lewisking.com  
REBA BROWN on behalf of Debtor Small Smiles Holding Company, LLC rbrown@lewisking.com, moyharcabal@lewisking.com  
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REBA BROWN on behalf of Interested Party Coury Bonds rbrown@lewisking.com, moyharcabal@lewisking.com  
ROBERT A GUY on behalf of Defendant King & Spalding LLP bguy@polsinelli.com  
ROBERT A GUY on behalf of Creditor Arcapita, Inc. bguy@polsinelli.com  
ROBERT J MENDES on behalf of Interested Party Continental Casualty Company ("CNA") bmendes@waypointlaw.com, lwiggishoff@waypointlaw.com  
ROBERT J WELHOELTER on behalf of Debtor EEHC, Inc. rjwelho@gmail.com, chris.cronk@wallerlaw.com;Deborah.liles@wallerlaw.com;rob.welhoelter@wallerlaw.com  
ROBERT J WELHOELTER on behalf of Debtor CS DIP, LLC rjwelho@gmail.com, chris.cronk@wallerlaw.com;Deborah.liles@wallerlaw.com;rob.welhoelter@wallerlaw.com  
ROBERT J WELHOELTER on behalf of Debtor FORBA NY, LLC rjwelho@gmail.com, chris.cronk@wallerlaw.com;Deborah.liles@wallerlaw.com;rob.welhoelter@wallerlaw.com  
ROBERT J WELHOELTER on behalf of Debtor Small Smiles Holding Company, LLC rjwelho@gmail.com, chris.cronk@wallerlaw.com;Deborah.liles@wallerlaw.com;rob.welhoelter@wallerlaw.com  
ROBERT J WELHOELTER on behalf of Debtor FORBA Services, Inc. rjwelho@gmail.com, chris.cronk@wallerlaw.com;Deborah.liles@wallerlaw.com;rob.welhoelter@wallerlaw.com  
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ROBERT P. SWEETER on behalf of Debtor CS DIP, LLC robert.sweeter@wallerlaw.com, cathy.thomas@wallerlaw.com;chris.cronk@wallerlaw.com;bk@wallerlaw.com  
RUSSELL EMERY STAIR on behalf of Creditor CIT Healthcare LLC rstairs@bassberry.com, bankr@bassberry.com;churley@bassberry.com  
Robert Charles Goodrich, Jr. on behalf of Interested Party Westchester Fire Insurance Company bgoodrich@burr.com, mmayes@burr.com;ssspeed@burr.com  
SHIRA D. WEINER on behalf of Interested Party Garrison Investment Group LP sweiner@gibsondunn.com, dfeldman@gibsondunn.com;ewise@gibsondunn.com;tsica@gibsondunn.com;jdebartolo@gibsondunn.com  
STEPHEN MICHAEL MONTGOMERY on behalf of Interested Party Adolph R. Padula smontgomery@nealharwell.com  
STEPHEN MICHAEL MONTGOMERY on behalf of Interested Party Michael W. Roumph smontgomery@nealharwell.com  
STEPHEN MICHAEL MONTGOMERY on behalf of Interested Party Michael A. DeRpse smontgomery@nealharwell.com  
STEPHEN MICHAEL MONTGOMERY on behalf of Interested Party Edward J. DeRose smontgomery@nealharwell.com  
STEPHEN MICHAEL MONTGOMERY on behalf of Interested Party Danny Derose smontgomery@nealharwell.com  
STEPHEN MICHAEL MONTGOMERY on behalf of Interested Party William A. Mueller smontgomery@nealharwell.com

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User: krm0551  
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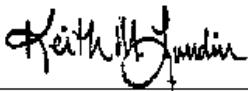
Page 4 of 4  
Total Noticed: 9

Date Rcvd: Dec 14, 2015

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

STEPHEN MICHAEL MONTGOMERY on behalf of Interested Party Richard B. Lane  
smontgomery@nealharwell.com  
STEVEN L. LEFKOVITZ on behalf of Creditor Sterling Mustered slefkovitz@lefkovitz.com,  
stevelefkovitz@aol.com;chris@lefkovitz.com;kimberly@lefkovitz.com;matthew@lefkovitz.com;sllbkecf@  
gmail.com;khancock@lefkovitz.com;kyle@lefkovitz.com;LefkovitzCVLECF@Lefkovitz.com  
STEVEN L. LEFKOVITZ on behalf of Creditor ADVENTURE 3 PROPERTIES, LP slefkovitz@lefkovitz.com,  
stevelefkovitz@aol.com;chris@lefkovitz.com;kimberly@lefkovitz.com;matthew@lefkovitz.com;sllbkecf@  
gmail.com;khancock@lefkovitz.com;kyle@lefkovitz.com;LefkovitzCVLECF@Lefkovitz.com  
TRACY M LUJAN on behalf of Creditor HENRY A. MEYER, III, et al. tml@h3gm.com, usbcmail@h3gm.com  
TRACY M LUJAN on behalf of Creditor MICHELL HIGGS, et al. tml@h3gm.com, usbcmail@h3gm.com  
US TRUSTEE ustpregion08.na.ecf@usdoj.gov  
WILLIAM FREDERICK MCCORMICK on behalf of Creditor Tennessee Department of Revenue  
agbanklundin@ag.tn.gov

TOTAL: 108



Keith M. Lundin  
U.S. Bankruptcy Judge  
Dated: 12/14/2015



**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

IN RE:

CS DIP, LLC (f/k/a Church Street Health Management, LLC),

SSHC DIP, LLC (f/k/a Small Smiles Holding Company, LLC),

FNY DIP, LLC (f/k/a FORBA NY, LLC),

Debtors.<sup>1</sup>

Chapter 11

Case No. 12-01573

Case No. 12-01574

Case No. 12-01575

(Jointly Administrated  
under Case No. 12-01573)

**ORDER GRANTING EXPEDITED MOTION OF THE LIQUIDATING TRUSTEE FOR  
ORDER ALLOWING USE OF COURT REPORTER**

This matter came before the Court on the Motion of Dan B. Lain, solely in his capacity as Liquidating Trustee, for an Order Allowing the Use of a Court Reporter at the hearing on his Motion for Order (A) Approving Amended and Restated Settlement with Insurers, (B) Granting an Injunction in Favor of the Insurers, and (C) Approving Amended Trust Distribution Procedures (the "Settlement Motion"). Based on the pleadings, the Motion is hereby GRANTED. It is further

**ORDERED** that the Trustee is authorized to engage an external court reporter to attend the hearing on the Settlement Motion scheduled for December 15, 2015, and to contemporaneously record the proceedings stenographically.

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<sup>1</sup> The original Debtors whose cases were jointly administered under Case No. 12-01573 were CS DIP, LLC (f/k/a Church Street Health Management, LLC) (Case No. 12-01573), SSHC DIP, LLC (f/k/a Small Smiles Holding Company, LLC) (Case No. 12-01574), FNY DIP, LLC (f/k/a FORBA NY, LLC) (Case No. 12-01575), FS DIP, INC. (f/k/a FORBA Services, Inc.) (Case No. 12-01577) and EE DIP, INC. (f/k/a EEHC, Inc.) (Case No. 12-01576).

**IT IS SO ORDERED.**

**THIS ORDER WAS SIGNED AND ENTERED  
ELECTRONICALLY AS INDICATED AT THE TOP OF THE FIRST PAGE**

APPROVED FOR ENTRY:

*/s/ John H. Rowland*

John H. Rowland (BPR# 013944)  
Courtney H. Gilmer (BPR # 022131)  
Baker, Donelson, Bearman,  
Caldwell & Berkowitz, P.C.  
211 Commerce Street, Suite 800  
Nashville, Tennessee 37201  
Telephone: (615) 726-5544  
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Email for ECF purposes:  
businessbknash@bakerdonelson.com

E. Franklin Childress, Jr. (BPR# 007040)  
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Caldwell & Berkowitz, P.C.  
165 Madison Avenue, Suite 2000  
Memphis, Tennessee 38103  
Telephone: (901) 577-2147  
Facsimile: (901) 577-2303  
Email: fchildress@bakerdonelson.com

*Counsel for the Liquidating Trust*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 11th day of December, 2015, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail, first-class postage prepaid. Parties may access this filing through the Court's electronic filing system.

*/s/ John H. Rowland*